



February 9, 2007

HOUSE BILL No. 1633

DIGEST OF HB 1633 (Updated February 8, 2007 9:21 am - DI 77)

Citations Affected: IC 16-37.

Synopsis: Information on death certificates. Provides that certain information concerning a deceased person may not be released to the public as part of a record prepared by a local health officer or as part of a death certificate. Provides that this information is open to public inspection 50 years after the deceased person's date of death.

Effective: July 1, 2007.

Wolkins, Welch

January 23, 2007, read first time and referred to Committee on Public Health.
February 8, 2007, reported — Do Pass.

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HB 1633—LS 7458/DI 77+



February 9, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1633

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-37-3-9, AS AMENDED BY P.L.81-2005,
2 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2007]: Sec. 9. (a) The local health officer shall, from the
4 stillbirth and death certificates, make a permanent record of the:

5 (1) name;

6 (2) sex;

7 (3) age;

8 (4) place of death;

9 (5) residence; and

10 (6) for a death certificate only:

11 (A) residence addresses of the deceased during the two (2)
12 years before the death; and

13 (B) Social Security number;

14 of the deceased.

15 (b) **Except as provided in subsection (c) and section 9.5 of this**
16 **chapter**, the records shall be open to public inspection.

17 (c) Except as provided in this subsection, the Social Security

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number is confidential and may not be disclosed to the public. After December 31, 2005, the Social Security number shall be disclosed to the secretary of state and election division for voter list maintenance purposes under IC 3-7-26.3 and IC 3-7-45.

~~(c)~~ (d) The local health officer shall, not later than January 31, April 30, July 31, and October 31 of each year, furnish to the county auditor the records of all deaths within the officer's jurisdiction that occurred during the previous three (3) months.

~~(d)~~ (e) The local health officer may make records of other data in connection with deaths for statistical purposes or for the purpose of planning health programs. Records under this subsection are not public records.

SECTION 2. IC 16-37-3-9.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 9.5. (a) Except as provided in subsections (b) and (c), the following information concerning a deceased person is confidential and may not be released to the public as part of a record prepared by a local health officer or as part of a death certificate:**

(1) All information relating to the cause of death.

(2) Parentage and marital status.

(3) Medical information.

(b) The information in subsection (a) shall be released as follows upon request:

(1) To the deceased person's spouse or parent.

(2) To the deceased person's child, grandchild, or sibling, if the person making the request is at least eighteen (18) years of age.

(3) To a person who:

(A) has an interest in the estate and needs the records to file a will for probate or make a claim on an insurance policy; or

(B) provides documentation that demonstrates an interest in the estate of the deceased person.

(4) To a person who is a designated representative of a person listed in subdivisions (1) through (3).

(5) For research purposes under IC 16-37-4.

(c) Information under subsection (a) is open to public inspection fifty (50) years after the deceased person's date of death.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1633, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BROWN C, Chair

Committee Vote: yeas 10, nays 0.

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